

SUPERIOR COURT OF CALIFORNIA

County of San Diego

DATE: July 24, 2006

DEPT. 71

REPORTER A: Peter Stewart

CSR# 3184

PRESENT HON. RONALD S. PRAGER

REPORTER B:

CSR#

JUDGE

CLERK: K. Sandoval

BAILIFF: L. Wilkes

REPORTER'S ADDRESS: P.O. BOX 120128

SAN DIEGO, CA 92112-4104

MINUTE ORDER

IN RE: JCCP 4221/4224/4226&4428 – Natural Gas Anti-Trust Cases (Price Indexing)

The attached Court's ruling regarding **CENTERPOINT/REI AND RELIANT MOTION TO QUASH ORAL ARGUMENT** applies to all cases listed as follows:

4221-00020	UYEDA vs CENTERPOINT ENERGY INC
4221-00021	BENSCHIEDT vs AEP ENERGY SERVICES INC
4221-00022	COUNTY OF SANTA CLARA vs SEMPRA ENERGY
4221-00023	CITY AND COUNTY OF SAN FRANCISCO vs SEMPRA ENERGY
4221-00024	COUNTY OF SAN DIEGO vs SEMPRA ENERGY
4221-00025	OLDER vs SEMPRA ENERGY
4221-00026	CITY OF SAN DIEGO vs SEMPRA ENERGY
4221-00027	TAMCO vs DYNEGY INC
4221-00028	A L GILBERT COMPANY vs CORAL ENERGY RESOURCES LP
4221-00029	OBERTI WHOLESALE FOOD INC vs ENCANA ENERGY SERVICES INC
4221-00030	BROWN vs ENCANA ENERGY SERVICES INC
4221-00031	LOIS THE PIE QUEEN vs ENCANA ENERGY SERVICES INC
4221-00032	VITTICE CORPORATION vs ENCANA CORPORATION
4221-00033	COUNTY OF ALAMEDA vs SEMPRA ENERGY
4221-00034	THE REGENTS OF THE UNIVERSITY OF CALIFORNIA vs RELIANT ENERGY SERVICES INC
4221-00035	SCHOOL PROJECT FOR UTILITY RATE REDUCTION vs SEMPRA ENERGY
4221-00036	ASSOCIATION OF BAY AREA GOVERNMENTS vs SEMPRA ENERGY
4221-00037	OWENS-BROCKWAY GLASS CONTAINER INC vs SEMPRA ENERGY
4221-00038	TEAM DESIGN DBA TIMOTHY ENGELN INC vs RELIANT ENERGY INC
4221-00039	CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER vs RELIANT ENERGY SERVICES INC
4221-00040	SACRAMENTO MUNICIPAL UTILITY DISTRICT vs RELIANT ENERGY SERVICES INC
4221-00041	SHANGHAI 1930 RESTAURANT PARTNERS LP vs ENCANA ENERGY SERVICES INC
4221-00042	PODESTA vs ENCANA ENERGY SERVICES INC

4221-00043 NURSERYMAN'S EXCHANGE OF HALF MOON BAY vs SEMPRA ENERGY
4221-00044 COUNTY OF SAN MATEO vs SEMPRA ENERGY
4221-00045 BUSTAMANTE vs WILLIAMS ENERGY SERVICES
4221-00046 PABCO BUILDING PRODUCTS vs DYNEGY INC
4221-00047 BOARD OF TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY vs DYNEGY INC

10:05 a.m. This being the time previously set for Oral Argument in the above entitled cause Court convenes with counsel as noted on Exhibit "A" which is attached hereto and incorporated herein as though set forth in full. Seated at counsel table are:

Geoffrey Rushing of Saveri & Savers, Inc., Barry Himmelstein personally present for the Plaintiffs, Lieff Cabrasser, Nancy Fineman and Nanci Nishimura personally present for the Independent Plaintiffs. Karen Corallo of Akin Gump Strauss personally present for CenterPoint/REI and Geoffrey Holtz of Bingham McCutchen personally present for Reliant.

Attorney Corallo presents argument on behalf of Defendant CenterPoint/REI.

10:40 a.m. Attorney Rushing presents argument on behalf of the Class Plaintiffs.

10:52 a.m. Attorney Corallo presents rebuttal argument on behalf of Defendant CenterPoint.

10:55 a.m. Attorney Fineman presents argument on behalf of the Independent Plaintiffs.

11:00 a.m. Attorney Corallo presents rebuttal argument.

11:05 a.m. Court is in recess.

11:12 a.m. Court reconvenes with counsel and all parties as noted above present. Attorney Holtz presents argument on behalf of the Defendant Reliant.

11:35 a.m. Attorney Rushing presents argument on behalf of the Class Plaintiffs.

11:36 a.m. Attorney Nashimura presents argument on behalf of the Independent Plaintiffs.

11:45 a.m. Attorney Holtz presents argument on behalf of the Reliant Defendant.

Court and counsel discuss briefing and exhibits offered in regard to the motions to quash. Court and counsel discuss the possibility of additional briefing.

11:50 a.m. Attorney Rushing presents argument on behalf of the Class Plaintiffs.

Court and counsel discuss further the briefing that has been presented to the Court. The Court directs counsel to take back the binders and to now highlight any information or declarations they have relied on for these motions. Plaintiffs are to address "representative services documents" specifically exhibits A-F that were offered by the Defendants. Defendants to better reference the offered exhibits A-F.

CenterPoint to additionally discuss Successor Liability.

There will be no additional discovery.

Plaintiffs have until August 21, 2006 to highlight and supplement the pleadings.

Defendants have until September 18, 2006 to highlight and reply to the pleadings.

Further hearing will be conducted on September 27, 2006 at 10:00 a.m.

12:15 p.m. Court is adjourned.

ks